

**REMARKS**

Reconsideration and allowance are respectfully requested. Claims 1, 6, 7, 12, 13, and 23 have been amended. Claims 5, 8, 14, 22 and 24 have been canceled previously. Thus, claims 1-4, 6, 7, 9-13, 15-21, and 23 remain pending.

The Examiner noted that the specification contains a computer program listing printout of more than 300 lines. A computer program listing APPENDIX on a compact disc accompanies this Amendment. The specification has been amended to delete the listing therein and to provide the proper reference to the computer program listing appendix.


Claims 1-4, 6, 7, 9-13, 21 and 23 stand rejection for reciting a process that is not directed to the technological arts. The rejected independent claims have been amended to recite that at least one step is performed on a computer to obviate the rejection.

Claims 1, 6, 7 9 and 10 stand provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1, 2, 10, 11, 18 and 19 of U.S. Patent Application No. 09/872,401. A Terminal Disclaimer is enclosed to obviate the rejection.

The allowed claims 15-20 are noted with thanks.

All objections and rejections having been addressed, it is respectfully submitted that the subject application is in condition for allowance and a Notice to that effect is earnestly solicited.

Respectfully submitted,

  
Frank J. Nuzzi  
Registration No. 42,944  
Attorney for Applicant

Customer No. 28524

Tel. No. (732) 321-3002